IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.1245 OF 2004
IN
SUIT NO.6111 OF 1999

Suvarna Lalit Shah .. Plaintiff

Vs.

Smt.Nirupama Rohit Shah
and Ors. .. Defendants

And

Union Bank of India .. Applicants

Mr.R.P.Pawaskar i/b Warerkar & Warerkar for the applicants

Ms.Manisha Kapadia for defendant no.1

CORAM : S.U.KAMDAR, J

DATED : 25TH APRIL 2005

P.C.:

. The present chamber summons is taken out by Union Bank of India claiming that the property of which administration is sought is mortgaged to them and therefore they should be added as a party defendant to the present suit. The present suit is for administration of the property. In the said property applicant is claiming rights by virtue of mortgage in their favour. They have also taken out

appropriate proceedings to enforce their mortgage before Debt Recovery Tribunal. They seek to join themselves as party to the present suit so that no adverse orders are passed against them contrary to their interest. Chamber Summons is made absolute. However, the applicant will not be entitled to any costs of the suit at the trial thereof.